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ATTORNEYS FOR DEFENDANTS

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**HARRISON COMPANY, LLC.,**

**Plaintiff,**

**v.**

**A-Z WHOLESALERS, INC., and  
BARKAT G. ALI,**

**Defendants.**

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**Civil Action No.: 3:19-cv-01057-B**

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**DEFENDANTS' FIRST AMENDED EXHIBIT LIST**

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**EXHIBITS**

Pursuant to Local Rule 26.2 and the Court's Scheduling Order [Dkt No. 9], Defendants A-Z Wholesalers, Inc. ("A-Z"), and Barkat G. Ali ("Barkat") may produce the exhibits listed in this document at trial. Defendants reserve the right to designate rebuttal exhibits, if needed, based on the Plaintiff's case-in-chief and for use during cross-examination. This is a preliminary list, and Defendants reserve the right to amend this list and to de-designate exhibits prior to trial.

**Exhibits Using the Plaintiff's Bates Numbering Scheme of A-Z Production**

Ex. No.	Description	Offered	Admitted Not Admitted
D-1	Statement – Imperial Trading Co – 10/22/18 (Dallas) AZ9765-9767		
D-2	Statement – Imperial Trading Co – 10/22/18 (Waco) AZ9769-9770		
D-3	Statement – Imperial Trading Co – 10/26/18 (Dallas) AZ9772-9774		
D-4	Statement – Imperial Trading Co – 10/26/18 (Waco) AZ9776-9777		
D-5	Statement – Imperial Trading Co – 11/2/18 (Dallas) AZ9786-9787		
D-6	Statement – Imperial Trading Co – 11/2/18 (Waco) AZ9789		
D-7	Statement – Imperial Trading Co – 11/9/18 (Dallas) AZ9793-9794		
D-8	Statement – Imperial Trading Co – 11/9/18 (Waco) AZ9796		
D-9	Statement – Imperial Trading Co – 11/16/18 (Dallas) AZ9802-9804		
D-10	Statement – Imperial Trading Co – 11/16/18 (Waco) AZ9806-9807		
D-11	Statement – Imperial Trading Co – 11/23/18 (Dallas) AZ9814-9816		
D-12	Statement – Imperial Trading Co – 11/23/18 (Waco) AZ9818-9819		
D-13	Statement – Imperial Trading Co – 11/30/18 (Dallas) AZ9832-9833		
D-14	Statement – Imperial Trading Co – 11/30/18 (Waco) AZ9835		
D-15	Statement – Imperial Trading Co – 12/7/18 (Dallas) AZ9859-9860		
D-16	Statement – Imperial Trading Co – 12/7/18 (Waco) AZ9862		
D-17	Statement – Imperial Trading Co – 12/14/18 (Dallas) AZ9866-9867		
D-18	Statement – Imperial Trading Co – 12/14/18 (Waco) AZ9869		
D-19	Statement – Imperial Trading Co – 12/21/18 (Dallas) AZ99876-9878		
D-20	Statement – Imperial Trading Co – 12/21/18 (Waco) AZ9880		

D-21	Statement – Imperial Trading Co – 12/28/18 (Dallas) AZ9890-9892		
D-22	Statement – Imperial Trading Co – 12/28/18 (Waco) AZ9894		
D-23	Statement – Imperial Trading Co – 1/4/19 (Dallas) AZ9900-9901		
D-24	Statement – Imperial Trading Co – 1/4/19 (Waco) AZ9903		
D-25	Statement – Imperial Trading Co – 1/11/19 (Dallas) AZ9907-9908		
D-26	Statement – Imperial Trading Co – 1/11/19 (Waco) AZ9910		
D-27	Statement – Imperial Trading Co – 1/18/19 (Dallas) AZ9926-9927		
D-28	Statement – Imperial Trading Co – 1/18/19 (Waco) AZ9929-9930		
D-29	Statement – Imperial Trading Co – 1/25/19 (Dallas) AZ9934-9936		
D-30	Statement – Imperial Trading Co – 1/25/19 (Waco) AZ9938-9939		
D-31	Statement – Imperial Trading Co – 2/1/19 (Dallas) AZ9951-9952		
D-32	Statement – Imperial Trading Co – 2/1/19 (Waco) AZ9954		
D-33	Cashier's Check payable from A-Z to Imperial Trading Co – 2/8/19 AZ9958		
D-34	Statement – Imperial Trading Co – 2/8/19 (Dallas) AZ9961-9962		
D-35	Statement – Imperial Trading Co – 2/8/19 (Waco) AZ9964		
D-36	Statement – Imperial Trading Co – 2/15/19 (Dallas) AZ9974-9975		
D-37	Statement – Imperial Trading Co – 2/15/19 (Waco) AZ9977		
D-38	Statement – Imperial Trading Co – 2/22/19 (Dallas) AZ9984-9986		
D-39	Statement – Imperial Trading Co – 2/22/19 (Waco) AZ9988-9989		
D-40	Statement – Imperial Trading Co – 3/1/19 (Dallas) AZ9997		
D-41	Statement – Imperial Trading Co – 3/1/19 (Waco) AZ9999		
D-42	SMS Messages from Imperial Employees (AZ10366, 10371, 10373-10374, 10381-10382, 10387-10388, 10390, 10395, 10464-10465, 10468-10469, 10531, 10734-10735, 10765—10767, 10797-10798)		

**Exhibits Using the Defendants' Bates Numbering Scheme of A-Z Production**

D-43	Plaintiff's Verified Original Petition and Emergency Application for Ex Parte Appointment of Receiver (DC-19-04222) filed in the 101 <sup>st</sup> Judicial District Court, Dallas County, Texas (A-Z 1-14)		
D-44	Motion for Non-Suit Without Prejudice (DC-19-04222) (A-Z 15-16)		
D-45	Order Granting Non-Suit Without Prejudice (DC-19-04222) (A-Z 17)		
D-46	Prendergast Verification of Original Petition (DC-19-04222) (A-Z 18)		
D-47	Harrison Co. Credit Application dtd 3/11/11 (A-Z 19-23)		
D-48	Promissory Note and Commercial Guaranty dtd 1/11/19 (A-Z 24-28)		
D-49	Notice of Default and Demand for Payment to Imperial Trading Co., LLC dtd March 18, 2019 (A-Z 30-32)		
D-50	Imperial Trading Company Invoice (various numbers (10/22/18 – 3/4/19) (A-Z 33-182)		
D-51	Statement – Imperial Trading Co – 6/12/20 (Dalla) (A-Z 183-184)		
D-52	Plaintiff's Original Complaint (Cause No. 3:19-cv-01057-B) filed in United States District Court for the Northern District of Texas (A-Z 185-189)		
D-53	Defendants' First Amended Answer to Plaintiff's Original Complaint. (Cause No. 3:19-cv-01057-B) (A-Z 190-197)		
D-54	Declaration of Amar B. Ali (Cause No. 3:19-cv-01057-B) (A-Z 198-202)		
D-55	Declaration of Barkat G. Ali (Cause No. 3:19-cv-01057-B) (A-Z 203-207)		
D-56	Statement – Harrison Co., LLC – 2/11/15 (A-Z 208-228)		
D-57	Imperial Trading Co. Shipping Manifest 418036 dtd 10/29/18 (A-Z 229-267 / HAR000689-727)		
D-58	Imperial Trading Co., LLC UCC-1 (18-0002135898) filed 1/19/18 (A-Z 268)		
D-59	Imperial Trading Co., LLC UCC-1 Amendment (18-00282094) Terminating UCC-1 (18-0002135898) filed 8/10/18 (A-Z 269)		
D-60	Harrison Co., LLC UCC-1 (19-0014045014) filed 4/17/19 (A-Z 273)		
D-61	Harrison Co., LLC UCC-1 Amendment (20-00113694) Terminating UCC-1 (19-0014045014) filed 3/24/20 (A-Z 275)		
D-62	Declaration of Amar B. Ali (Cause No. 3:19-cv-01057-B) (A-Z 276-277)		
D-63	Deposition of Amar B. Ali (1/27/21) (A-Z 278-400)		

D-64	Order Granting Motion to Dissolve Receivership and Overturning on Appeal the Associate Judge's Order Appointing Receiver (Cause No. DC-19-04222) (A-Z 401)		
D-65	Plaintiff's Initial Disclosures (A-Z 402-404)		
D-66	Plaintiff's Objections and Responses to Defendants' First Amended Set of Discovery Requests (A-Z 405-414)		
D-67	Plaintiff's Objections and Responses to Defendants' Second Set of Discovery Requests (A-Z 415-420)		
D-68	Emails originating at Imperial Trading Co. Bossier City Distribution Center (A-Z 3765-3773)		

**Exhibits Using the Plaintiff's Bates Numbering Scheme of Harrison Co. Production**

D-69	Harrison Co. Credit Application (HAR000157-161)		
D-70	Imperial Trading Co. invoices (HAR000165-314)		
D-71	A-Z Letter to Omer Kuebel re: Compromise Offer (HAR000322-323)		
D-72	Imperial Trading Co. Audit Letter (HAR000505)		
D-73	Imperial Trading Co. Merger Documents (HAR000507-511)		
D-74	Harrison Co. Formation Documents (HAR000534-550)		
D-75	Harrison Co. Operating Agreement (HAR000551-562)		
D-76	Imperial Trading Co. Member Consent to Merger (HAR000565-586)		
D-77	May 2, 2019 Demand Letter (HAR000609-610)		
D-78	May 18, 2019 Imperial Trading Co. Demand Letter (HAR000637-639)		
D-79	Louisiana Secretary of State Documentation of Merger (HAR000686-687)		
D-80	Imperial Trading Co. Manifests (HAR000689-727)		
D-81	Email S. Zazulak to A. Ali re balance with attachment (HAR000832-833)		
D-82	Email A. Ali to B. Prendergast re: payment by cashiers check with attachment (HAR000834-835)		
D-83	Imperial Trading Co. Corporate Resolution (HAR001604)		
D-84	Email S. Zazulak to A. Ali re: balance with attachment (HAR001624-1625)		
D-85	Email A. Ali to S. Zazulak re: wire confirmation (HAR001626)		
D-86	January 11, 2019 Promissory Note (Unexecuted) (HAR001628-1632)		
D-87	January 11, 2019 Promissory Note (Executed) (HAR001634-1638)		

D-88	Email A. Ali to B. Prendergast re: credit hold (HAR001643)		
D-89	Email S.Zazulak email re: demand letter (HAR001652-1655)		
D-90	Email O. Kuebel to A. Ali re: request for Payment Proposal (HAR1661-1662)		
D-91	Email O.Kuebel to A.Ali re: default and demand letter and appointment of receiver (HAR001850-1853)		
D-92	Emails B. Prendergast to A.Ali re: balance with attachment (HAR002745-2766)		
D-93	Email B. Prendergast to S.Zazulak re: cashier's check payment with attachment (HAR002767-2768)		
D-94	Emails B.Prendergast to A.Ali re: balance with attachment (HAR002769-2772)		
D-95	Email W.Baquet to A.Ali re: A-Z Plan (HAR003127)		
D-96	Email A.Ali to W.Baquet re: Full Clip Craft Distributors (HAR003335)		
D-97	Emails B.Prendergast to A.Ali re: balance with attachment (HAR003336-3341)		
D-98	Email A.Ali to S.Zazulak re stop payment and wire confirmation (HAR003346-3347)		
D-99	Email B. Prendergast to A.Ali re: balance with attachment (HAR003376-3377)		
D-100	Email B. Prendergast re: credit hold (HAR003379-3380)		
D-101	Emails S.Zazulak to A.Ali re: balance with attachment (HAR003383-3386)		
D-102	Email A.Ali to W.Baquet re: A-Z Plan (HAR003388)		
D-103	Email W.Baquet to A.Ali re: A-Z Plan (HAR003394)		
D-104	Emails between O.Kuebel and A.Ali re: default and demand letter (HAR003414-3416)		
D-105	Emails between O.Kuebel and A.Ali re: default and demand letter (HAR003420-3422)		
D-106	Emails between O.Kuebel and A.Ali re: default and demand letter (HAR003611-3613)		
D-107	Email W.Baquet to A.Ali re: A-Z Plan (HAR003697)		
D-108	Imperial Trading Co. Letter re: Debt Restructuring Term Sheet (HAR003699-3701)		

**Exhibits Using the Bates Numbering Scheme of Defendants' Prior Counsel, Lars Berg.**

D-109	Cancelled Checks (HAZ 000001-000158)		
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**Demonstrative Exhibits**

Demo	Timeline of Events		
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DATED: March 24, 2021.

Respectfully submitted,

/s/ Joyce W. Lindauer

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ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on March 24, 2021, a true and correct copy of the foregoing was served on all parties via the Court's ECF system.

/s/ Joyce W. Lindauer

Joyce W. Lindauer